IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3324 OF 1996
IN
CRIMINAL APPLICATION NO.1022 OF 1996

AND
CRIMINAL APPLICATION NO.1022 OF 1996

Asst.Commissioner of Customs
(Preventive), Bombay .. Applicant
V/s
Sabdarali Bhikakhan & Ors. .. Respondents

Mr.J.C.Satpute with Mr.A.D.Kango for the Applicant.
Mrs.M.M.Deshmukh, APP for State.

CORAM : DR.S.RADHAKRISHNAN, &
SMT.R.S.DALVI, JJ.

DATE : 30th August, 2007.

P.C.:

1. Heard the learned Applicant and the learned APP for the State. Respondent Nos.1 & 2 have not been served. By this Application, the Applicant is seeking condonation of delay in filing the Criminal Application No.1022/1996. The present Criminal Application No.3324/1996 was filed on 18th December, 1996 and the rule was granted on 21st October, 1997. However, till date, the Respondent Nos.1 & 2 could not be served as they are not traceable at all. Under these circumstances, the Criminal Application No.3324/1996 stands dismissed.

2. In view of dismissal of Criminal Application No.3324/1996, nothing survives in the Criminal Application No.1022 of 1996 seeking leave to appeal. Hence Criminal Application No.1022/1996 also stands dismissed.

(SMT.R.S.DALVI, J.) (DR.S.RADHAKRISHNAN,J.)